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## NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

04/05/2006

JAMES F. HALEY, JR., ESQ. C/O FISH & NEAVE 1251 AVENUE OF THE AMERICAS - 50TH FLOOR NEW YORK, NY 10020

| EXAMINER |              |  |  |  |  |
|----------|--------------|--|--|--|--|
| моѕн     | MOSHER, MARY |  |  |  |  |
| ART UNIT | PAPER NUMBER |  |  |  |  |
| 1648     |              |  |  |  |  |

**DATE MAILED: 04/05/2006** 

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 09/147 801      | 03/11/1999  | BO NIKLASSON         | REF/29713/NI        | 2230             |

TITLE OF INVENTION: PICORNAVIRUSES, VACCINES AND DIAGNOSTIC KITS

| APPLN. TYPE    | SMALL ENTITY | ISSUE FEE | PUBLICATION FEE | TOTAL FEE(S) DUE | DATE DUE   |
|----------------|--------------|-----------|-----------------|------------------|------------|
| nonprovisional | NO           | \$1400    | \$300           | \$1700           | 07/05/2006 |

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. <u>PROSECUTION ON THE MERITS IS CLOSED</u>. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

#### HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

### PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for

| naintenance fee notifications.  |                             |  |   |  |  |  |
|---|-----------------------------|--|---|--|--|--|
| CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for a   | ny change of address)       |  | Note: A certificate of<br>Fee(s) Transmittal. The<br>papers. Each addition<br>have its own certificat | mailing can only be used for<br>his certificate cannot be used for<br>al paper, such as an assignme<br>e of mailing or transmission.                             | or domestic mailings of the<br>or any other accompanying<br>ont or formal drawing, must  |  |
| 7590 04/05/2006   |                             |  |   |  |  |  |
| JAMES F. HALEY, JR., ESQ.<br>C/O FISH & NEAVE   |                             |  | Ce I hereby certify that the States Postal Service addressed to the Ma                                | rtificate of Mailing or Trans<br>his Fee(s) Transmittal is being<br>with sufficient postage for fir<br>il Stop ISSUE FEE address<br>PTO (571) 273-2885, on the d | g deposited with the United<br>st class mail in an envelope<br>above, or being facsimile |  |
| 1251 AVENUE OF THE AMERICAS - 5<br>NEW YORK, NY 10020   | 0TH FLOOR                   |  | transmitted to the USI  | PTO (571) 273-2885, on the d   | ate indicated below.  (Depositor's name)   |  |
|   |                             |  |   |  | (Signature)  |  |
|   |                             | ,-,-   |   |  | (Date)   |  |
| APPLICATION NO. FILING DATE   | FIRST                       | NAMED INVEN  | TOR   | ATTORNEY DOCKET NO.  | CONFIRMATION NO.   |  |
| 09/147,801 03/11/1999<br>TITLE OF INVENTION: PICORNAVIRUSES, VACCI  |                             | O NIKLASSON<br>C KITS                              |   | REF/29713/NI   | 2230   |  |
| APPLN. TYPE SMALL ENTITY  | ISSUE FEE                   | PU   | BLICATION FEE   | TOTAL FEE(S) DUE   | DATE DUE   |  |
| nonprovisional NO   | \$1400                      |  | \$300   | \$1700   | 07/05/2006   |  |
| EXAMINER  | ART UNIT                    | CI   | ASS-SUBCLASS  | ]  |  |  |
| MOSHER, MARY  | 1648                        |  | 424-186100  |  |  |  |
| Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).    Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.     Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.     S. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)   PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.     C. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.              |                             |  |   |  |  |  |
| Please check the appropriate assignee category or catego  | ries (will not be printed o | on the patent):                                    | ☐ Individual ☐ C  | Corporation or other private gr  | oup entity    Government   |  |
| 4a. The following fee(s) are enclosed:  |                             | nent of Fee(s):                                    |   |  |  |  |
| ☐ Issue Fee   | _                           | A check in the amount of the fee(s) is enclosed.   |   |  |  |  |
| Publication Fee (No small entity discount permitte  |                             | Payment by credit card. Form PTO-2038 is attached. |   |  |  |  |
| Advance Order - # of Copies The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).   |                             |  |   |  | ra copy of this form).   |  |
| <ol> <li>Change in Entity Status (from status indicated above<br/>a. Applicant claims SMALL ENTITY status. See</li> </ol>   |                             | Applicant is no                                    | longer claiming SMA   | ALL ENTITY status. Sec 37 C  | FR 1.27(g)(2).   |  |
|   |                             | ee (if any) or to                                  | re-apply any previous   | sly paid issue fee to the application  | ation identified above.  |  |
| The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.  NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.   |                             |  |   |  |  |  |
| Authorized Signature Date   |                             |  |   |  |  |  |
| Typed or printed name Registration No   |                             |  |   |  |  |  |
| This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.  Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. |                             |  |   |  |  |  |



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| 09/147,801   | 03/11/1999                                | BO NIKLASSON | REF/29713/NI 2230               |                  |
| 7:   | 590 04/05/2006                            |              | EXAM                            | IINER            |
| JAMES F. HALI  | EY IR ESO.                                | MOSHER, MARY |                                 |                  |
| C/O FISH & NEA   |   |              | ART UNIT                        | PAPER NUMBER     |
| 1251 AVENUE OF THE AMERICAS - 50TH FLOOR<br>NEW YORK, NY 10020 |   |              | 1648<br>DATE MAILED: 04/05/2006 |                  |

# Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 0 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 0 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.